

**FILED ELECTRONICALLY January 17, 2007**

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Attorneys for Creditor  
 Debt Acquisition Company of America V

# UNITED STATES BANKRUPTCY COURT

District of Nevada

In re	)	Case No. BK-S-06-10725 LBR
USA COMMERCIAL MORTGAGE COMPANY	)	NOTICE OF APPEAL OF ORDER
Debtor.	)	CONFIRMING THE "DEBTORS THIRD
In re	)	AMENDED JOINT PLAN OF
USA CAPITAL REALTY ADVISORS, LLC	)	REORGANIZATION" AS MODIFIED
Debtor.	)	THEREIN
In re	)	
USA CAPITAL DIVERSIFIED TRUST FUND, LLC	)	
Debtor.	)	
In re	)	
USA CAPITAL FIRST TRUST DEED FUND, LLC	)	
Debtor.	)	
In re	)	
USA COMMERCIAL MORTGAGE COMPANY	)	
Debtor.	)	
Affects:	)	
☑ All Debtors	)	
☑ USA Commercial Mortgage Company	)	
☑ USA Capital Realty Advisors, LLC	)	
☑ USA Capital Diversified Trust Fund, LLC	)	
☑ USA Capital First Trust Deed Fund, LLC	)	
☑ USA Securities, LLC	)	

1 Creditor Debt Acquisition Company of America V appeals under 28 U.S.C. § 158(a) or (b) from  
2 the Order Confirming the "Debtors Third Amended Joint Plan of Reorganization" as Modified Therein  
3 entered in the above-captioned bankruptcy cases on January 8, 2007. The parties to the Order appealed  
4 from and the names, addresses and telephone numbers of their respective attorneys are as follows:

5 1 APPELLANT:

6 Debt Acquisition Company of America V

7 Represented by:

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20 2 THE DEBTORS:

21 USA Commercial Mortgage Company  
22 USA Capital Realty Advisors, LLC  
23 USA Capital Diversified Trust Fund, LLC  
24 USA Capital First Trust Deed Fund, LLC  
25 USA Securities, LLC

26 Represented by:

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1 3 UNITED STATES DEPARTMENT OF JUSTICE  
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3 Represented by:

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9 4 OFFICIAL COMMITTEE OF UNSECURED CREDITORS  
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18 5 OFFICIAL COMMITTEE OF HOLDERS OF EXECUTORY  
19 CONTRACT RIGHTS OF USA COMMERCIAL MORTGAGE COMPANY

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27 6 OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS  
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1 7 OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS  
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25 13 COMPASS PARTNERS

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3 Represented by:

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15 15 GREGORY J. WALCH AND SHAUNA M. WALCH, TRUSTEES  
16 OF THE GREGORY J. AND SHAUNA M. WALCH FAMILY TRUST

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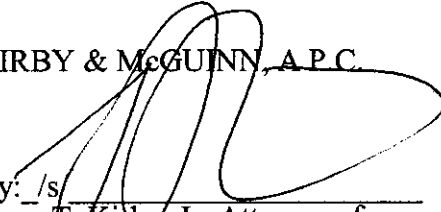
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1 A copy of the Order appealed from is attached as Exhibit A hereto.  
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4 DATE: January 16, 2006  
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6

KIRBY & McGUINN, A P.C.

7 By:  /s/  
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